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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 KIRKWOOD ASSOCIATION,

11 Plaintiff,

12 v.

13 STATE FARM FIRE & CASUALTY
14 COMPANY, et al.,

15 Defendants.

CASE NO. C18-1231JLR

ORDER TO SHOW CAUSE
REGARDING SUBJECT
MATTER JURISDICTION

16 Before the court is Plaintiff Kirkwood Association's ("Kirkwood") complaint. (Compl.
17 (Dkt # 1).) Kirkwood alleges that the court has subject matter jurisdiction over this action
18 pursuant to 28 U.S.C. § 1332 because the parties are completely diverse in citizenship and the
19 amount in controversy exceeds \$75,000.00. (*Id.* ¶ 3.1.) The court, however, finds Kirkwood's
20 factual allegation to be insufficient for the court to assess the existence of diversity jurisdiction in
21 this matter. Accordingly, the court orders Kirkwood to file a submission that provides
22 information establishing a basis for the court's exercise of diversity jurisdiction. The court

1 further orders Kirkwood to file its submission no later than fourteen (14) days of the date
2 of this order.

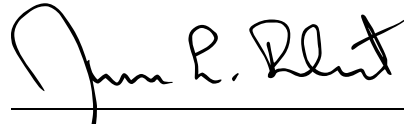
3 Federal district courts are “courts of limited jurisdiction,” possessing “only that
4 power authorized by Constitution and statute.” *Exxon Mobil Corp. v. Allapattah Servs.,*
5 *Inc.*, 545 U.S. 546, 552 (2005). The party invoking jurisdiction must allege facts that
6 establish the court’s subject matter jurisdiction. *Lujan v. Defs. of Wildlife*, 504 U.S. 555,
7 560-61 (1992). Federal diversity jurisdiction requires complete diversity of citizenship
8 between the parties, where each of the plaintiffs is a citizen of a different state than each
9 of the defendants. *See Morris v. Princess Cruises, Inc.*, 236 F.3d 1061, 1067 (9th Cir.
10 2001) (“Section 1332 requires complete diversity of citizenship; each of the plaintiffs
11 must be a citizen of a different state than each of the defendants.”).

12 A corporation’s domicile is both the state in which it is incorporated and the
13 location of its principal place of business. 28 U.S.C. § 1332(c)(1). Kirkwood, however,
14 does not allege the principal place of business of Defendant State Farm Casualty and
15 Insurance Company (“State Farm”). (*See* Compl. ¶ 2.2 (alleging only State Farm’s state
16 of incorporation and not its principal place of business).) Thus, it is impossible for the
17 court to assess whether complete diversity of citizenship exists between all plaintiffs and
18 all defendants in this matter.

19 For the foregoing reasons, the court ORDERS Kirkwood to show cause why the
20 court should not dismiss without prejudice the present action for lack of subject matter
21 jurisdiction. Kirkwood must file its response within fourteen (14) days of the date of this
22 order, and its response must include support for the court’s exercise of subject matter

1 jurisdiction over this action. If Kirkwood fails to file a response or otherwise fails to
2 demonstrate that the court has subject matter jurisdiction, the court will dismiss its
3 complaint without prejudice.

4 Dated this 26th day of September, 2018.

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7 JAMES L. ROBART
8 United States District Judge
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